IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTEENTH DAY OF MAY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO: 10859 of 2005

Between:

Korlapati Ramakrishna Veera Venkata Ratnam, S/o Venkata Rao,
R/o Gouripatnam, Devarapalli Mandal, West Godavari District.

... PETITIONER

AND

1 Eastern Distribution Company of Andhra Pradesh Limited, Daba

Gardens, Visakhapatnam, rep. by its Chairman and Managing

Director.
2 Transmission Corporation of Andhra Pradesh Limited, Vidyut

Soudha, Khairatabad, Hyderabad, rep. by its Chairman and

Managing Director.
3 Superintending Engineer Electrical, Operation, Eastern Distribution

Company of Andhra Pradesh Limited,
Eastern Street, Eluru, West Godavari District.
4 Divisional Electrical Engineer, Operation, Eastern Distribution

Company of Andhra Pradesh Limited, Nidadavole, West Godavari

District.
5 Assistant Accounts Officer, Electricity Revenue Office, Eastern

Distribution Company of Andhra Pradesh Limited,
Nidadavole, West Godavari District.
6 The Addl. Assistant Electrical Engineer, Andhra Pradesh Eastern

Distribution Company Limited, Devarapalli, Devarapalli Mandal,

West Godavari District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction more particularly in the nature of Writ of

Mandamus declaring the action of the Respondents in not restoring power supply to the Petitioner under Service Connection bearing S.C.No.1139 pertaining to the petitioner of Gowripatnam Village, Devarapalli Mandal, West Godavari District, as illegal, arbitrary and contrary to the policy of the Government and to consequently direct the respondents to restore power supply to the petitioner forthwith.

Counsel for the Petitioner: MR.K.V.SIMHADRI

Counsel for the Respondents: (SC FOR AP TRANSCO) V.AJAY KUMAR

The Court made the following:

ORDER:

This writ petition is filed seeking Mandamus declaring the action of the respondents in not restoring power supply to the petitioner under Service Connection bearing S.C. No. 1139 of Gowripatnam Village, Devarapalli Mandal, West Godavari District, as illegal and arbitrary and to consequently direct the respondents to restore power supply to the petitioner.

2. Heard the learned counsel for the petitioner and the learned Standing Counsel for A.P. Transco for the respondents.

3. The power supply extended to the petitioner through Service Connection bearing S.C. No. 1139 was disconnected by the respondents in the year 2003 for non-payment of consumption charges. The terms and conditions of the power supply provide for restoration of power supply on payment of arrears together with reconnection charges.

4. Having regard to the facts and circumstances of the case, the writ petition is disposed directing the respondents to take steps for restoration of the power supply to the petitioner subject to the condition that the petitioner shall pay the arrears of consumption charges. On such payment being made, the power supply of the petitioner shall be restored within a period of two weeks thereafter.

The writ petition is accordingly disposed of. No costs.

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K.C. BHANU, J

May 17, 2005

Note: *Furnish C.C tomorrow*

(B/o)

Glv/Mrr

Copy to. –

1. The Chairman and Managing Director, representing Eastern

Distribution Company of Andhra Pradesh Limited,
Daba Gardens, Visakhapatnam.

2. The Chairman and Managing Director, representing Transmission Corporation of Andhra Pradesh Limited, Vidyut Soudha,
Khairatabad, Hyderabad.
3. The Superintending Engineer Electrical, Operation,
Eastern Distribution Company of Andhra Pradesh Limited,
Eastern Street, Eluru, West Godavari District.
4. The Divisional Electrical Engineer, Operation,
Eastern Distribution Company of Andhra Pradesh Limited,
Nidadavole, West Godavari District.
5. The Assistant Accounts Officer,
Electricity Revenue Office,
Eastern Distribution Company of Andhra Pradesh Limited,
Nidadavole, West Godavari District.
6. The Addl. Assistant Electrical Engineer,
Andhra Pradesh Eastern Distribution Company Limited, Devarapalli,
Devarapalli Mandal, West Godavari District.

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*Form-NIC-OGS/WP {**AVLR**}*